Tan Singh vs. State of Rajasthan
(S.B.CIVIL WRIT PETITION NO. 869/07)

Dated: 25.10.2007.

HON'BLE MR.JUSTICE SANGEET LODHA

Mr. M.A.Siddiqui, for the petitioner.
Mr.B.L.Tiwari, Dy.G.A.

In this writ petition, the petitioner has sought direction against the respondents for refund of an amount of Rs.1,70,000/- deposited by him as security amount for award of the contract for correction of royalty on "Bajari" within the area Bhinmal,Raniwara and Sanchore.

The entitlement of the petitioner for refund of the amount is not disputed.

It is submitted on behalf of the respondents that the security amount could not be refunded to the petitioner on account of pendency of D.B.C.Special Appeal No. 203/05 before this Court. However, there is no explanation whatsoever as to if the petitioner was not awarded the contract then, why the security amount deposited was not refunded to him and how the refund thereof was effected by pendency of the matter before the Division Bench. Be that as it may, it is stated that Superintending, Mining Engineer, Jodhpur in his camp at Jalore on 16.8.2007 has already issued order /direction to refund the security amount to the petitioner.

In this view of the matter, the writ petition is disposed of with the direction that the security amount deposited by the

petitioner may be refunded to him within a period of two weeks from the date of this order, failing which said amount shall carry interest @ 12% p.a. No order as to costs.

(SANGEET LODHA),J.